## IN THE UNITED STATES PATENT AND TRADEMAND BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

In the Matter of Application Serial Number 78824456 and Application Serial Number 78824477

PPG INDUSTRIES OHIO, INC.

Opposer,

V.

Opposition No. 91175449

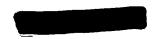
PPG DIRECT MERCHANT, INC.

Applicant.

UNITED STATES PATENT AND TRADEMARK TRIAL AND APPEAL BOARD PO BOX 1451 ALEXANDRIA VA 22313-1451

## APPLICANT'S ANSWER TO CONSOLIDATED NOTICE OF OPPOSITION

Applicant, PPG Direct Merchant, Inc. ("Applicant"), for its answer to the Consolidated Notice of Opposition filed by PPG Industries Ohio, Inc. against application for registration of Applicant's trademark PPG and the PPG logo, Serial Numbers 78824456 and 78824477, filed February 27, 2006 and published in the Official Gazette of October 3, 2006, pleads and alleges as follows:



03-14-2007

1. Applicant lacks knowledge or information sufficient to form a belief as to the truth of the allegations stated in paragraph 1, and on that basis denies same.

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- 2. Applicant lacks knowledge or information sufficient to form a belief as to the truth of the allegations stated in paragraph 2, and on that basis denies same.
- 3. Applicant lacks knowledge or information sufficient to form a belief as to the truth of the allegations stated in paragraph 3, and on that basis denies same.
- 4. Applicant lacks knowledge or information sufficient to form a belief as to the truth of the allegations stated in paragraph 4, and on that basis denies same.
- 5. Applicant lacks knowledge or information sufficient to form a belief as to the truth of the allegations stated in paragraph 5, and on that basis denies same.
- 6. Applicant lacks knowledge or information sufficient to form a belief as to the truth of the allegations stated in paragraph 6, and on that basis denies same.
- 7. Applicant lacks knowledge or information sufficient to form a belief as to the truth of the allegations stated in paragraph 7, and on that basis denies same.
- 8. Applicant admits most of the allegations in paragraph 8, however, Applicant denies that Applicant's name is PPG Direct Marketing Inc.
- 9. Applicant admits the allegations in paragraph 9.
- 10. Applicant admits the allegations in paragraph 10.
- 11. Applicant denies the allegations in paragraph 11.
- 12. Applicant denies the allegations in paragraph 12.
- 13. Applicant denies the allegations in paragraph 13.
- 14. Applicant denies the allegations in paragraph 14.
- 15. Applicant denies the allegations in paragraph 15.
- 16. Applicant denies the allegations in paragraph 16.

WHEREFORE, Applicant prays that the Notice of Opposition be dismissed in its entirety, and that a registration issue to Applicant for its marks.

Respectfully Submitted,

Jeffrey M. Furr 38,146 Attorney for Applicant PPG Direct Merchant Inc. 253 N. Main Street Johnstown, Ohio 43031 740-967-2261 (telephone) 740-967-5143 (fax) JeffMFurr@aol.com

## CERTIFICATE OF MAILING

I hereby certify that this paper is being deposited on the 10<sup>th</sup> day of March, 2007 with the United States Postal Service in an envelope addressed to:

United States Patent and Trademark Trial and Appeal Board, PO Box 1451, Alexandria, Virginia 22313-1451

Jeffrey M. Furr, Esquire

## CERTIFICATE OF SERVICE

I hereby certify that this paper is being deposited on the 10<sup>th</sup> day of March with the United States Postal Service in an enveloped addressed to:

John W. McIlvaine, The Webb Law Firm, 436 Seventh Avenue 700 Koppers Building, Pittsburgh, Pennsylvania 15249

Jeffrey M. Eurr. Esquire